



COMMONWEALTH OF PENNSYLVANIA
PENNSYLVANIA PUBLIC UTILITY COMMISSION
COMMONWEALTH KEYSTONE BUILDING
400 NORTH STREET
HARRISBURG, PENNSYLVANIA 17120

May 29, 2024

Docket No. A-2024-3047896
Utility Code: 1227008

CERTIFIED

SUDHIR SARMA GM
NUENERGEN LLC
10 BANK ST STE 600
WHITE PLAINS NY 10606

DATE OF DEPOSIT

JUN 27 2024

RE: Natural Gas Supplier License Application

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

Dear Mr. Sarma:

On March 20, 2024, the Pennsylvania Public Utility Commission (Commission) received NuEnergen, LLC's Application for a Natural Gas Supplier (NGS) license. On April 25, 2024, the Commission served a Deficiency Secretarial Letter requesting missing or incomplete information. On May 3, 2024, NuEnergen, LLC filed response(s) to the Deficiency Secretarial Letter. In order for us to complete our analysis of NuEnergen, LLC's NGS Application, the Commission's Energy Industry Group requires answers to the attached question(s).

Please use the Commission's e filing system or an overnight delivery service to submit the requested information to the Secretary of the Commission **within 30 days** from the date of this letter. The Commission accepts all public documents through our e filing system and strongly recommends companies open an e filing account through the Commission's website at <https://efiling.puc.pa.gov>. Use of the e filing system will ensure that submissions by the company are received timely and receipt can be verified. Failure to respond timely may result in the Application being denied.

If your filing contains confidential material, you are required to either file by overnight delivery or submit to the Secretary's Share Point File system to ensure the timely filing of your submission. Filers should contact the Secretary's Bureau in advance to gain access to the Share Point File system. Make sure to reference the Docket Number listed above and mark the materials "CONFIDENTIAL" in bold or highlighted manner if any of the requested information is deemed to be of a confidential nature.

The overnight address for hard-copy or confidential responses is:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
400 North Street, 2nd Floor

Harrisburg, PA 17120

Your answers should be verified per 52 Pa Code § 1.36. Accordingly, you must provide the following statement with your responses:

I, [print name of appropriate company representative], hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief, and that I expect to be able to prove the same at a hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa. C.S. § 4904 (relating to unsworn falsification to authorities).

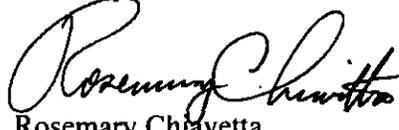
Signature _____
Title _____
Date _____

Please note that all documents requiring notary stamps must have original signatures.

If NuEnergen, LLC has decided to withdraw its Application, please reply notifying the Commission of such a decision.

Finally, in order to expedite the Application review process, please send a copy of your response to Jeff McCracken at jmccracken@pa.gov. If any problems arise that prevent a full timely response or if any clarification of these data requests is needed, please contact Jeff McCracken of the Bureau of Technical Utility Services via e-mail at jmccracken@pa.gov (preferred) or (717) 783-6163.

Sincerely,



Rosemary Chiavetta
Secretary

Enclosure

Docket No. A-2024-3047896

NuEnergen, LLC

Data Request(s)

1. Reference Application, Section 4.a, Present Operations – Applicant indicated that it currently operates within the Commonwealth of Pennsylvania as a broker/marketer engaged in the business of supplying natural gas services. Please provide details of all natural gas broker/marketer operations which occurred within Pennsylvania, including the types of brokering services provided, the number of customers serviced, and the list of NGS suppliers for which applicant has arranged contracts.
2. Reference Application, Section 7.a, Financial Fitness – Applicant failed to provide a natural gas distribution company bonding letter for each utility in whose service territory it wishes to operate. Please provide the missing documentation.
3. Reference Application, Section 7.b, Financial Fitness – Please provide three recent consecutive months of the applicant’s bank statements.
4. Reference Application, Section 7.f, Taxation – Applicant failed to submit a Tax Certification Form. Applicant must submit a fully completed Tax Certification Form.

NuEnergen: Revision to PA Energy Broker Applications for EGS and NGS Marketer

Date: 6/26/2024

~~EGS Application - Docket # A-2024-3047877~~

NGS Application - Docket # A-2024 - 3047896

Pursuant to the deficiency letter received by NuEnergen dated May 29, 2024, NuEnergen has sought to address these requests for additional information in this document revision. The deficiency letter outlined the following Sections of the Applications as having insufficient data:

NuEnergen, LLC

Data Request(s)

1. Reference Application, Section 4.a, Present Operations – Applicant indicated that it currently operates within the Commonwealth of Pennsylvania as a broker/marketer engaged in the business of supplying natural gas services. Please provide details of all natural gas broker/marketer operations which occurred within Pennsylvania, including the types of brokering services provided, the number of customers serviced, and the list of NGS suppliers for which applicant has arranged contracts.

NuEnergen has provided broker services involving a solicitation of natural gas pricing, review of contracts, and product recommendation for 2 customers in Pennsylvania, both of which were originally served as an extension of a relationship with those customers in other NuEnergen core markets (NY and NJ). One of those customers was served for gas and electric, and the other for gas only.

One customer has 2 gas contracts arranged for furniture stores: one which covers 4 PECO accounts/locations and 1 which covers 1 PGW account / location. NuEnergen began working on these contracts for supply in 2021 and the accounts are served by Sprague Operating Resources, LLC, and have been served by Constellation New Energy – Gas Division, LLC in the past.

The second customer has a single contract for a gas account for a soda bottling facility arranged with Constellation New Energy – Gas Division, LLC with supply starting in 2023. This client does not have an electricity supply contract arranged by NuEnergen.

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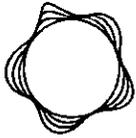
PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

2. Reference Application, Section 7.a, Financial Fitness – Applicant failed to provide a natural gas distribution company bonding letter for each utility in whose service territory it wishes to operate. Please provide the missing documentation.

<See Bonding Letters from the following Utilities in the following pages>

- PECO
- PGW
- UGI
- Peoples Gas
- Columbia Gas (NiSource)
- Valley Energy

NuEnergen has reached out to NatFuel PA via the provided email address (czechowiczd@natfuel.com) but has not received a response at the time of this submission.



pecoSM

AN EXELON COMPANY

May 30, 2024

Sudhir Sarma, General Manager
NuEnergen, LLC
10 Bank Street, Suite 600
White Plains, NY 10606

Re: *Bonding Requirements*

Dear NuEnergen, LLC:

PECO is aware that NuEnergen, LLC has applied for a license to provide brokering and consulting services to commercial and industrial customers on the distribution system of PECO.

In making such an application NuEnergen, LLC could be required to provide to PECO a bond or other acceptable financial security in an amount that PECO determines to be appropriate. NuEnergen, LLC has indicated that it intends to provide only brokering and/or consulting services to commercial and industrial customers; will not take title to any delivered natural gas; nor will accept any customer payments or deposits.

Therefore, PECO has determined at this time that NuEnergen, LLC does not need a bond or other financial security requirement, since they are not directly engaging in business with PECO and only providing brokering or consulting services to PECO customers. However, if the services provided by NuEnergen, LLC or the creditworthiness requirement for PECO's exposure to NuEnergen, LLC changes in the future, PECO reserves the right to require NuEnergen, LLC to provide a bond or other financial security instrument.

If you should have any questions regarding this matter, please contact Wanda Rucker at Wanda.Rucker@exeloncorp.com.

Respectfully submitted,

Suzette Adams

Suzette Adams
Sr Manager, Gas Supply and Transportation
2301 Market Street
Philadelphia, PA 19103

DATE OF DEPOSIT

JUN 27 2024

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU



PHILADELPHIA GAS WORKS

800 West Montgomery Avenue • Philadelphia, PA 19122

6/5/2024

Kevin Hamilton, President and CEO
NuEnergen, LLC
10 Bank Street, Suite 600
White Plains, NY 10606

khamilton@nuenergen.com

RE: Security Requirement Bond for NuEnergen, LLC

Dear Kevin Hamilton,

Philadelphia Gas Works ("PGW") is aware that NuEnergen, LLC has filed an application with the Pennsylvania Public Utility Commission to supply natural gas services to the public in Pennsylvania and specifically within the services territory of Philadelphia Gas Works.

As you know, in making such an application, NuEnergen, LLC must furnish acceptable security to each utility where NuEnergen, LLC will do business. As such, under its tariff, Philadelphia Gas Works could require NuEnergen, LLC, to provide a bond or other financial security instrument in an amount that Philadelphia Gas Works determines to be appropriate.

However, you have indicated, and it is Philadelphia Gas Works' understanding, that NuEnergen, LLC, intends only to provide natural gas aggregating, brokering, and consulting services at this time. You have stated that in performing these services NuEnergen, LLC will never take title to any delivered natural gas.

Based upon your representations, Philadelphia Gas Works has determined that, at this time, NuEnergen, LLC, does not need to post a bond or other form of security to operate in its service territory. If the services provided by NuEnergen, LLC, should change, Philadelphia Gas Works reserves the right to require security from NuEnergen, LLC as it deems appropriate.

If you have any questions concerning the foregoing, please contact me at 215-684-6725.

Sincerely,

JOHN C ZUK

JOHN C. ZUK
Sr. Vice President, Gas Management

/dls

Signature: John Zuk
John Zuk (Jun 5, 2024 09:58 EDT)

Email: john.zuk@pgworks.com



UGI Utilities, Inc.
1 UGI Drive
Denver, PA 17517

610-796-3400

VIA E-MAIL

June 5, 2023

NuEnergen, LLC
10 Bank Street
Suite 600
White Plains, NY 10606

ATTENTION: Kevin Hamilton, President
khamilton@nuenergen.com

RE: Application to Serve as a Natural Gas Broker

Dear Mr. Hamilton,

Based on your assertion that NuEnergen, LLC ("NuEnergen") is applying with the State of Pennsylvania to operate as a natural gas broker/marketer, UGI Utilities, Inc.-Gas Division ("UGIU") has concluded that NuEnergen will not need to post security with UGIU. This is based on the declaration that NuEnergen will be acting in conjunction with a licensed natural gas supplier who has been approved by the Pennsylvania Public Utility Commission to serve in the applicable UGIU service territories and who has posted the required financial security as specified in the UGIU Tariff. If NuEnergen wishes to directly serve Choice customers in the service territories of UGIU in the future as a natural gas supplier, it will have to post security as specified in the UGIU Tariff prior to the commencement of the service.

Please feel free to contact me with any additional questions you may have.

Sincerely,

A handwritten signature in cursive script that reads "Sherry Epler".

Sherry Epler
Senior Manager
Tariff & Supplier Administration

SE/rks

cc auditing@nuenergen.com



375 North Shore Drive
Pittsburgh, Pennsylvania 15212

www.peoples-gas.com

Carol Scanlon
Manager, Rates

Peoples Natural Gas Company LLC
Phone: 412-208-6931
Email: Carol.Scanlon@peoples-gas.com

June 12, 2024

Kevin Hamilton
President and CEO
NuEnergien, LLC
10 Bank St, Suite 600
White Plains, NY 10606

Dear Mr. Hamilton:

We are pleased that NuEnergien, LLC has applied for a license to provide natural gas services on Peoples Natural Gas Company LLC. Specifically you have requested to be licensed as a supplier on the distribution systems of Peoples Natural Gas Division and Peoples Gas Division (formerly Peoples TWP).

Since NuEnergien, LLC is not currently serving customers on the Peoples systems, we have determined at this time that NuEnergien, LLC does not need a bond or other financial security requirement to provide these services to the Company's customers.

If a Pool is established, and customers are enrolled which alters the creditworthiness requirement or the Company's exposure to NuEnergien, LLC provision of services on the Peoples' system changes in the future, the Company may deem it appropriate to require a bond or other financial instrument.

If you have any questions feel free to contact me at 412-208-6931 or by email at Carol.Scanlon@peoples-gas.com.

Sincerely,

Carol Scanlon
Manager, Rates
Peoples Natural Gas Company LLC

Cc: Stephen Kelly
Mina Speicher

June 5, 2024

Kevin Hamilton
President and CEO
NuEnergen, LLC
10 Bank St, Suite 600
White Plains, NY 10606

Dear Kevin Hamilton:

We are pleased that NuEnergen, LLC has applied for a license to provide Natural Gas Supply Services on the distribution system of Columbia Gas of Pennsylvania, Inc. ("Columbia Gas").

Under Paragraph 2.4.1 of the Rules Applicable to Distribution Service section of the Tariff of Columbia Gas, it is required that the Natural Gas Supplier provide financial information for the Company to establish the Natural Gas Supplier's creditworthiness. After approval of your application to Columbia Gas, but before the enrollment of customers, NuEnergen, LLC will be required to provide financial security.

Since NuEnergen, LLC is not currently serving customers on the Columbia Gas System, we have determined NuEnergen, LLC does not need a bond or other financial security requirement at this time.

If the creditworthiness requirement or Columbia Gas' exposure to NuEnergen, LLC changes in the future, Columbia Gas might deem it appropriate to require NuEnergen, LLC to provide a bond or other financial security instrument.

Please feel free to contact me at 614-460-4217 should you have any questions regarding a bond or other financial security instrument requirements of Columbia Gas.

Sincerely,



Kyliia Davis
Manager of Choice and Transportation Support Services



VALLEY ENERGY

523 S. Keystone Avenue, P.O. Box 340, Sayre, PA 18840
800/998-4427 • 570/888-9664 • FAX 570/888-6199

May 29, 2024

VIA EMAIL

Sudhir Sarma,
General Manager-Sourcing, Auditing, Consulting
10 Bank Street, Suite 600
White Plains, NY 10606
ssarma@nuenergen.com

RE: NuEnergen, LLC

Dear Mr. Sarma:

We understand that NuEnergen, LLC has applied with the Pennsylvania Public Utility Commission to supply natural gas services to the public in Pennsylvania, including our company's service area.

Pursuant to 66 Pa.C.S. § 2208(c), an applicant for a natural gas supplier license must furnish security to each utility where it will do business to ensure the supplier's financial responsibility. To this end, Valley Energy periodically will perform a credit review and analysis of NuEnergen when it begins to serve customers on Valley Energy's system. Valley Energy will determine whether NuEnergen must post a security based on the credit review, the types of customers served, the volumes expected to be delivered for those customers and the other rules in Valley Energy's Supplier Tariff. At this time, no security is being requested; however, if the services provided change in the future, we reserve the right to require security from NuEnergen, LLC as deemed appropriate.

If you have any questions, please contact Jamie Beale at 570-888-9664 (Ext. 5232).

Sincerely,

Edward E. Rogers
President & CEO

EER/km

cc: J. Beale, Valley Energy

3. Reference Application, Section 7.b, Financial Fitness – Please provide three recent consecutive months of the applicant’s bank statements.

Kindly note that requested statements have been mailed in to the address below as hard copies, as these are CONFIDENTIAL

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
400 North Street, 2nd Floor
Harrisburg, PA 17120

4. Reference Application, Section 7.f, Taxation – Applicant failed to submit a Tax Certification Form.
Applicant must submit a fully completed Tax Certification Form.

Tax Certification documents submitted
separately under 'Confidential' material.

I, Sudhir Sarma, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief, and that I expect to be able to prove the same at a hearing held in this matter. I understand that statements herein are made subject to the penalties of 18 Pa. C.S. 4904 (relating to unsworn falsification to authorities)

Signature	<u>Sudhir Sarma</u>
Title	<u>General Manager - Sourcing, Auditing, Consulting</u>
Date	<u>06/26/2024</u>

DATE OF DEPOSIT

JUN 27 2024

PA PUBLIC UTILITY COMMISSION
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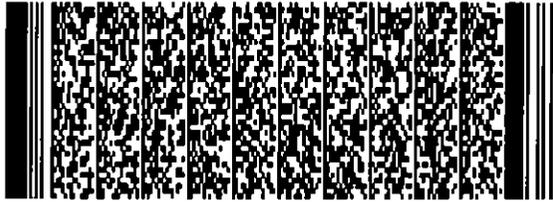
ORIGIN ID:NESA (866) 977-0901
SUDHIR SARMA
NUENERGEN
10 BANK STREET
SUITE 600
WHITE PLAINS, NY 10606
UNITED STATES US

SHIP DATE: 27JUN24
ACTWGT: 1.00 LB
CAD: 105921283/INET4535
BILL SENDER

TO **ROSEMARY CHIAVETTA, SECRETARY**
PA PUBLIC UTILITY COMMISSION
400 NORTH STREET
2ND FLOOR
HARRISBURG PA 17120

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(866) 977-0901 REF:
INV: DEPT:
PO:

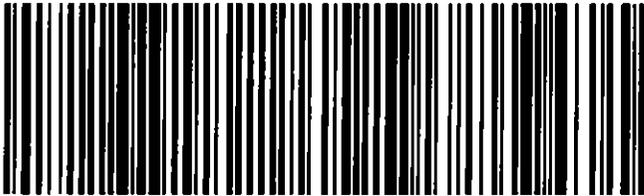


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JUN 28 2024

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SECRETARY'S BUREAU

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